8

AO 455(Rev. 5/85) Waiver of Indictment

FILED
FEB 7 2008
CLERK, U.S. DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA
BY DEPUTY

UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA

v.

JOSE CERVANTES-VARGAS

WAIVER OF INDICTMENT

CASE NUMBER: 08CR314-L

I, JOSE CERVANTES-VARGAS, the above named defendant, who is accused of committing the following offense:

Title 8, U.S.C., Sec. 1326(a) and (b)-Deported Alien Found in the United States (Felony),

being advised of the nature of the charge(s), the proposed information, and of my rights, hereby waive in open court on 2-7-08 prosecution by indictment and consent that the proceeding may be by information rather than by indictment.

x Jose Cervantes-V
Defendant

Counsel for Defendant

Before
JUDICIAL OFFICER